

September 9 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

JA 09-0487

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. _____

LAW OFFICE OF MARK J. HARTWIG

Mark Hartwig

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Livingston, MT 59047

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VALERIE EMMERSON,

Appellee,

vs.

WALLACE C. WALKER and

RANA RAE WALKER,

Appellees.

WALLACE C. WALKER and

RANA RAE WALKER,

Appellees,

vs.

S. TUCKER JOHNSON,

Appellant.

FILED

SEP 9 2009

CLERK OF THE SUPREME COURT
STATE OF MONTANA

AMENDED NOTICE OF APPEAL

NOTICE is given that the Appellant above-named and who is the Third-Party Defendant in that cause of action filed in the Sixth Judicial District Court, in and for the County of Sweet Grass, as Cause No. DV 2007-8, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 13th day of July, 2009, and the Notice of Entry of Judgment entered on the 29th day of July, 2009.


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THE APPELLANT FUTHER CERTIFIES:

1. That this appeal is the subject of the mediation process required by M.R.App. P. 7.
The money judgment being sought is not less than \$5,000.
2. That this appeal is not an appeal from an order certified as final under M.R.Civ.P. 54(b).
3. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.
4. That included herewith is the filing fee prescribed by statute.

Dated this 4 day of September, 2009.


MARK J. HARTWIG
Attorney for Appellant

CERTIFICATE OF SERVICE

I herby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

LEANNE SCHRAUDNER
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